

Docket No.: 247889US0X

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

ATTORNEYS AT LAW

RE: Application Serial No.: 10/759,005

Applicants: Yoshitaka SASAKI, et al.

Filing Date: January 20, 2004

For: THIN FILM MAGNETIC HEAD AND
MANUFACTURING METHOD THEREOF

SIR:

Attached hereto for filing are the following papers:

Petition for Retroactive License under 35 U.S.C. §184

Certification of Translation

English Translation of Application Serial No. 10/759,005

**Statement under 37 C.F.R. §5.25(a)(3) in Support of Petition
for Retroactive License under 35 U.S.C. §184**

Our credit card payment form in the amount of \$130.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
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DOCKET NO: 247889US0X

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
YOSHITAKA SASAKI, ET AL. :
SERIAL NO: 10/759,005 : ATTN: LICENSING AND REVIEW
FILED: JANUARY 20, 2004 :
FOR: THIN FILM MAGNETIC HEAD :
AND MANUFACTURING METHOD :
THEREOF :

PETITION FOR RETROACTIVE LICENSE UNDER 35 U.S.C. §184

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Petitioners respectfully request the Office to grant a retroactive license under 35 U.S.C. § 184 in the above-identified application.

The unlicensed patent application material was filed in Japan on January 13, 2004. The subject matter contained in the application was not under a secrecy order.

The petitioners discovered that a foreign filing license was required in early February of 2004 and are now diligently seeking a license.

The petitioners discovered their error while looking through a file wrapper of an unrelated case and accidentally found a foreign filing license attached to the official filing receipt of the unrelated application. The form mentioned 35 U.S.C. §184 and after petitioners checked the code they realized they needed to file for a license on the above-identified application. The error was without deceptive intent and petitioners are now diligently seeking a license.

A Declaration in support of the Petition is attached. The Declaration is made by Yoshijiro Abe who is the person who had knowledge of the proscribed filing and made the decision to file abroad.

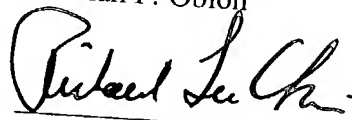
A certified English translation of the above-identified application is enclosed with this Petition.

The required fee under § 1.17(h) is also submitted with this petition.

Petitioners' U.S. representatives' address, facsimile number and telephone number are given below.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.
Norman F. Oblon



Richard L. Chinn, Ph.D.
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